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RCE \$ 711

PTO/SB/30 (09-04)

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<b>Request for Continued Examination (RCE) Transmittal</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/822,286
	Filing Date	April 12, 2004
	First Named Inventor	David Michael Prokop
	Art Unit	3676
	Examiner Name	Mark A. Williams
	Attorney Docket Number	OKC00705

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☒ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☒ Other An acknowledgment postcard
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

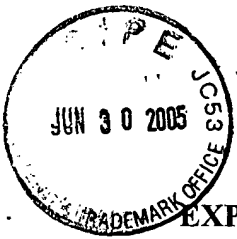
**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Daniel P. Dooley</i>	Date	June 30, 2005
Name (Print/Type)	Daniel P. Dooley	Registration No.	46369

CERTIFICATE OF MAILING OR TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service by Express Mail Receipt No. ED681620754US under 37 CFR § 1.10 addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature	<i>Tiffany Koch</i>	Date	June 30, 2005
Name (Print/Type)	Tiffany Koch		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**EXPRESS MAIL RECEIPT NO. ED681620754US  
DEPOSITED ON JUNE 30, 2005**

**PATENT  
DKT. OKC00705**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **David Michael Prokop**  
Application No.: **10/822,286** Group Art Unit: **3676**  
Filed: **April 12, 2004** Examiner: **Mark A. Williams**  
For: **ERGONOMIC HANDLE WITH THUMB SUPPORT AND A  
TOOL PROVIDED THEREWITH**

**Mail Stop RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450**

**RESPONSE UNDER 37 CFR 1.114 ACCOMPANYING REQUEST FOR  
CONTINUED EXAMINATION (RCE) IN RESPONSE TO ADVISORY ACTION  
MAILED MAY 11, 2005**

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Sir:

In response to the Advisory Action mailed May 11, 2005, please enter the following amendments in the above identified United States patent application.

**Amendments to the Specification** begin on page 2.

**Amendments to and Listing of Claims** begin on page 3.

**Amendments to the Drawings** begin on page 9 and include both an attached replacement sheet and an annotated sheet.

**Remarks/Arguments** begin on page 10.

**Conclusion and Request for Allowance** begins on page 14.

An **Appendix** including amended drawing figures, and Exhibits A and B are attached following page 14 of this paper.